


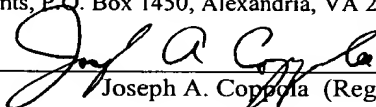
DAF



**U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE**

<b>NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME PURSUANT TO 37 C.F.R. § 1.136(a)</b>		Docket Number: <b>12013/56301</b>	
Application Number <b>09/542,935</b>	Filing Date <b>April 4, 2000</b>	Examiner <b>B. A. Whiteman</b>	Art Unit <b>1635</b>
Invention Title <b>INSERTABLE OR IMPLANTABLE MEDICAL DEVICES SUITABLE FOR GENE THERAPY REGIMENS</b>		Inventor(s) <b>Maria PALASIS</b>	

Address to:  
**Mail Stop AF**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

<b>Certificate of Mailing</b>
I hereby certify that this <b>Notice of Appeal (with Request for Extension of Time)</b> is being deposited with the United States Postal Service as first class mail with sufficient postage addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <b>February 13, 2007</b> .
 _____ Joseph A. Coppola (Reg. No 38,413)

SIR:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the last decision of the Examiner made in the Final Office Action dated August 15, 2006 finally rejecting Claims 60, 62 and 65-91 in the above-identified application.

Applicants also respectfully request a **three-month extension of time** in which to file the Notice of Appeal from the Final Office Action of August 15, 2006, for which a three month response period expiring on November 15, 2006 was set. The three-month extended period for response expires on February 15, 2007.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 41.20(b)(1) Notice of Appeal fee of **\$500.00** and the 37 C.F.R. § 1.136(a), three month extension fee of **\$1020.00** to the **Kenyon & Kenyon LLP** Deposit Account Number **11-0600**.

The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. 11-0600. A copy of this form is enclosed for charging purposes.

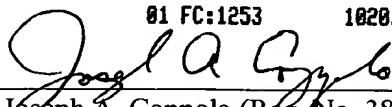
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Dated: February 13, 2007

Customer Number **26646**

Respectfully submitted,  
 02/16/2007 YPOLITE1 00000054 110600 09542935  
 01 FC:1253 1020.00 DA

By:

  
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 Joseph A. Coppola (Reg. No. 38,413)

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